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1951

B. Dist. Munis & Munis Borough 51

File No.

Legal Department.

B BRANCH

Subject:—

L. A. Bill No. XLII of 1951

A Bill to amend the Bombay District Municipal 1901, and the Bombay Municipal Borough Act, 1925

Bom. Act No. XLIV of 1951

P.18 E

File No. B. Dist. Munis & Munis Borough 51

Gen. 194 e.

817-B

Office of the R.L.A.

The requisite draft Bill to amend the Bombay District Municipal Act and the Bombay Municipal Boroughs Act, 1925, is sent herewith.

2. Clause 6 of the Bill provides also for the amendment of the Indian Electricity Act, 1910. The Electrical Engineer to Government may be requested to verify whether the amendment is suitable and would not create any difficulties.

3. No amendment of the City of Bombay Municipal Act,1888 or the Bombay Provincial Municipal Corporations Act,1949 is necessary in view of the provisions of section 118A read with section 63(jjb) of the former Act and section 89 read with section 66(19) of the latter Act under which the Corporations constituted under the said Acts would be competent to incur expenditure outside its jurisdiction for the purpose of supplying electrical energy.

4. The subject-matter of the Bill falls under entry 5 in List II and entry 38 in List III in the Seventh Schedule to the Constitution. It does not require any sanction or recommendation under the Constitution. As the provisions of the Bill are repugnant to the provisions of the Indian Electricity Act, 1910, which is a matter falling in the Concurrent Legislative List, it will be necessary to reserve the Bill for the consideration of the President with reference to Article 254 of the Constitution. The requisite Statement of Objects and Reasons may be appended to the Bill.

Id/-J.R.D. 27/7
Remembrancer of Legal Affairs.

U.R. to P.W.D., No.12070, dated the 28th July 1951.

BKS.
6/7/
4c.

BK - 6/7
12/7

No. 141-L
Legal Department,
Council Hall, Poona, 12th September 1951.

From

Shri J.R. Dhurandhar,
Secretary to the Government of Bombay.

To

The Secretary to the Governor of Bombay.

Subject:- The Bombay District Municipal and Municipal Boroughs (Amendment) Bill, 1951.

Sir,

With reference to article 200 of the Constitution of India, I am directed to forward herewith for being presented to His Excellency the Governor the authentic copy of the Bombay District Municipal Boroughs (Amendment) Bill, 1951, which was read for the third time and passed at the meetings of the Bombay Legislative Assembly and the Bombay Legislative Council held on the 27th August 1951 and the 1st September 1951, respectively.

2. The subject-matter of the Bill falls under entry 5 in List II and entry 38 in List III in the Seventh Schedule to the Constitution of India. As the provisions of the Bill are repugnant to the provisions of the Indian Electricity Act, 1910, which is an existing law relating to entry 38 in the Concurrent Legislative List, it is necessary to reserve the Bill for the consideration of the President with reference to article 254(2) of the Constitution of India.

3. I also forward herewith six copies of each of the items

1. Bill as introduced in the Bombay Legislative Assembly with the Statement of Objects and Reasons.	Nos. 1 and 2 and two copies of item No. 3 of the papers noted in the margin.
2. Bill as read for the third time and passed by the Bombay Legislative Council.	
3. Extracts from the proceedings of the Bombay Legislative Assembly dated the 27th August 1951 and of the Bombay Legislative Council dated the 1st September 1951.	

The Bill was not referred to the Select Committee.

Yours faithfull,

Id/-J.R.D. 11/9
Secretary to Government.

Through The Secretary to the Government of Bombay,
Local Self Government and Public Health Department.

No. G.S. 2365

FROM Shri L.M. Nadkarni, I.C.S.,

THE SECRETARY TO THE GOVERNOR OF BOMBAY

To

The Secretary to the Bombay Legislature Department,
Council Hall, Poona.

. . . . . .

Subject : The Bombay District Municipal and Municipal Boroughs (Amendment) Bill, 1951.

. . . . . .

GOVERNMENT HOUSE.

~~BOMBAY, 6~~ Septr. 17 1951.
GANESHKHIND, POONA, 7

Sir,

With reference to the Bombay District Municipal and Municipal Boroughs (Amendment) Bill, 1951, which was passed by the Bombay Legislative Assembly and the Bombay Legislative Council on August 27, 1951 and September 1, 1951, respectively, I am directed to state, for the information of the Honourable the Speaker and the Honourable the Chairman, that as the provisions of the Bill are repugnant to the provisions of the Indian Electricity Act, 1910, which is an existing law relating to entry 38 in the Concurrent Legislative List, it is necessary to reserve the Bill for the consideration of the President with reference to article 254(2) of the Constitution of India. His Excellency the governor has accordingly been pleased, under article 200 of the Constitution, to declare that he reserves the Bill for the consideration of the President.

Yours faithfully,

L.M. Nadkarni.

Secretary to the Governor
of Bombay.

.....

No. G.S.-2366
Office of the Secretary to the Governor,
Government House, Ganeshkhind, Poona 7;
September 17, 1951.

Copy forwarded with compliments for information to :-

The Secretary to Government, Legal Department, with reference to His letter No. 141-L, dated September 12, 1951;

The Secretary to Government, Local Self Government and Public Health Department, with reference to his endorsement No. S.112/48752-A, dated September 14, 1951.

Secretary to the Governor.

BKS. 6/7.

Office of the R.L.A.

The Bill under consideration was drafted under the following circumstances :-

The Baroda Municipality was given a licence by the Ruler of the Baroda State to supply electrical energy beyond the municipal limits. After the merger of the Baroda State into the Province of Bombay, the Bombay Municipal Boroughs Act, 1925, was made applicable to the Baroda Municipality. On a question being raised for the R.L.A's consideration whether the Baroda Municipality could continue to supply electrical energy beyond the municipal limits even under the Bombay Municipal Boroughs Act, 1925, it was held by the R.L.A. that even though the licence granted by the former Baroda Government in 1949 to the Baroda Municipality allowed the Municipality to supply electrical energy beyond the municipal limits it will have now to restrict the supply of electrical energy within the limits of the Municipality and if it is intended that the Municipality should be permitted to make a supply outside its area, section 66 of the Bombay Municipal Boroughs Act will have to be suitably amended. The Hon'ble Minister (P.W.D.), therefore, consulted the Hon'ble Minister (Law) as to the feasibility of amending the Bombay Municipal Boroughs Act with a view to enabling the Baroda Municipality to continue to make a supply to the limits beyond its jurisdiction. The H.M. (Law) handed over the papers to the R.L.A. for drafting a suitable Bill. The R.L.A. accordingly prepared the draft not only amending the Bombay Municipal Boroughs Act, 1925, but also the Bombay District Municipal Act, 1901, under which a Municipality is not competent to make a supply of electrical energy beyond its municipal limits. While forwarding the draft to the P.W.D., the R.L.A. pointed out that it would be necessary to amend sections 3 and 7 of the Indian Electricity Act, 1910, in the manner shown in the draft; and at the same time the R.L.A. also advised that the Electrical Engineer to Government may be requested to verify whether the amendmnet is suitable and would not create any difficulties (vide R.L.A's U.R. to P.W.D. No.12070 dated 26th July 1951). The L.S.G. &

P.H.D. appears to have sent the draft Bill onthe 10th August 1951to the Manager, Govt. Central Press, for supplying white copies of the Bill to the Department. The Bill was finally published on the 22nd August 1951. If the P.W.D. had suggested the amendment to section 5 of the Indian Electricity Act before the 22nd August 1951 the amendment could have been included in the final Bill. But nothing was heard of either from the P.W.D. ~~xf~~ or L.S.G. & P.H.D. as to the necessity of amending section 5 of the Indian Electricity Act.

Section 71 of the Electricity (Supply) Act, 1948, provides that where under the provisions of the Indian Electricity Act, 1910, any right or option to purchase the undertaking of a licensee vests in the State Government or local authority, such right or option shall be deemed to be transferred to the Board and shall be exercisable by the Board in accordance with the provisions of the said Act applicable to the ~~x~~ exercise of such right or option by the State Government or a local authority, as the case may be. It is true that section 71 has not been brought into force nor the Board has been constituted ~~xx~~ under section 5 of the said Act. Till a Board is constituted and section 71 is brought into force, the right or option to purchase the undertaking of a licensee ~~x~~ can be exercised by a local authority either when the period of a licence has expired or when a licence has been revoked by the State Government under section 4 of the Act. In view of the provisions of section 71 of the Electricity (Supply) Act of 1948, it is for the P.W.D. to consider whether there is any need to amend section 5 of the Indian Electricity Act.

Id/-J.R.D. 27/10
Remembrancer of Legal Affairs.

U.R. to P.W.D. No. 17200 dated the 29th October 1951.

BKS. 6/7

No.G.S.-3220

From

Shri L. M. Nadkarni, I.C.S.,
SECRETARY TO THE GOVERNOR OF BOMBAY.

To

The Secretary to the Government of Bombay,
Legal Department.

GOVERNMENT HOUSE,

BOMBAY, 6. November 27, 1951.

Subject: The Bombay District Municipal and Municipal Boroughs (Amendment) Bill, 1951.

Sir,

In continuation of my letter No.G.S.-3186, dated November 24, 1951, I am directed to forward herewith the authentic copy of the Bombay District Municipal and Municipal Boroughs (Amendment) Bill, 1951, with the President's assent signified thereon.

Yours faithfully,

For Secretary to the Governor of Bombay.

BKS. 6/7
4c.

ACTS.

Publication of the Bombay District Municipal and Municipal Boroughs (Amendment) Act, 1951.

GOVERNMENT OF BOMBAY.
Legal Department,
Resolution, No. 19034
Bombay Castle, 27th November 1951.

Letter to the Secretary to the Governor, No. 141-L, dated the 12th September 1951.

Letter from the Secretary to the Governor, No.G.S.3186, dated the 24th November 1951.

"With reference to the correspondence ending withyour letter No.18071, dated November 14,1951, I am to state that intimation has been received from the Government of India, Ministry of Home Affairs, that the President assented to the Bombay District Municipal and Municipal Boroughs (Amendment) Bill, 1951, on November 19,1951."

RESOLUTION: The law should be published as Bombay Act No.XLIV of 1951, inthe Bombay Government Gazette dated the 27th November 1951.

2. The Act should be translated into Marathi, Gujarati, Kannada and Hindi (in Devnagari script) and the translations should be published in the Bombay Government Gazette.

3. A copy of the Act should be forwarded to the Local Self Government and Public Health Department.

By order of the Governor of Bombay,

K.J.Pathare,
Assistant Secretary to Government.

To

The Manager, Government Central Press, Bombay (with a copy of the Act andwith a request that 30 Gazette copies of the Act may be forewarded to the Legal Department and 10 copies to the Local Self Government and Public Health Department),
The Local Self Government and Public Health Department,)
*The Oriental Translator to Government,) with a copy
The Bombay Legislature Department,) of the Act.
The Director of Publicity, Bombay,)
The Enquiry Officer for the Secretariat)
Bombay.
The Public Works Department.)

*With four extra copies of the Act.

BKS 6/7

REGISTERED No. B-1 173

The
Bombay Government Gazette
PUBLISHED BY AUTHORITY

WEDNESDAY, 22ND AUGUST 1951.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

PART V

[To be translated into Marathi, Gujarati, Kannada and Hindi (in Devnagari script) and the translations to be published in the " Bombay Government Gazette ". The dates of publication to be reported.]

The following Bill is published under the proviso to rule 80 of the Bombay Legislative Assembly Rules :—

L. A. BILL No. XLII OF 1951.

A Bill to amend the Bombay District Municipal Act, 1901, and the Bombay Municipal Boroughs Act, 1925.

Bom. III of 1901. Bom. XVIII of 1925.

WHEREAS it is expedient to amend the Bombay District Municipal Act, 1901, and the Bombay Municipal Boroughs Act, 1925, for the purposes hereinafter appearing ; It is hereby enacted as follows :—

Short title.

1. This Act may be called the Bombay District Municipal and Municipal Boroughs (Amendment) Act, 1951.

Bom. III of 1901.

Amendment of section 52 of Bom. III of 1901.

2. In the Bombay District Municipal Act, 1901 (hereinafter referred to as the District Municipal Act), in section 52,—

(*1*) in clause (*a*) of the first proviso,—

(*i*) for the words " or repair of works, " the words " , repair or purchase of works, " shall be substituted ;

(*ii*) after the words " inhabitants of the municipal district " the words " or of providing the supply of electrical energy for the use of the inhabitants of the said district " shall be inserted.

(2) in the second proviso,—

(i) after the words "for the supply of water" the words "or electrical energy" shall be inserted ;

(ii) in clause (a) after the words "any quantity of water" the words "or electrical energy" shall be inserted ;

(iii) in clause (b) after the words "connection pipes" the words "or any electric supply lines" shall be inserted.

Amendment of section 56 of Bom. III of 1901.

3. In section 56 of the District Municipal Act, after clause (*kk*), the following new clause shall be inserted, namely :—

"(*kk*[1]) the construction, maintenance, repairs or purchase of any works for the supply of electrical energy ;"

Amendment of section 66 of Bom. XVIII of 1925.

4. In the Bombay Municipal Boroughs Act, 1925 (hereinafter referred to as the Boroughs Act), in section 66,— Bom. XVIII of 1925.

(1) in the first proviso, in clause (a),—

(i) for the words "or repair of works" the words ", repair or purchase of works" shall be substituted ;

(ii) after the words "of the municipal borough" the words "or of providing the supply of electrical energy for the use of the inhabitants of the said borough" shall be inserted.

(2) in the second proviso,—

(i) after the words "for the supply of water" the words "or electrical energy" shall be inserted ;

(ii) in clause (a), after the words "any quantity of water" the words "or electrical energy" shall be inserted ;

(iii) in clause (b), after the words "connection pipes" the words "or any electric supply lines" shall be inserted.

Amendment of section 71 of Bom. XVIII of 1925.

5. In section 71 of the Boroughs Act, 1925, after clause (*q*) the following new clause shall be inserted, namely :—

"(*q*[1]) the construction, maintenance, repairs, purchase of any works for the supply of electrical energy ;"

Amendment of enactment specified in Schedule.

6. The enactment specified in the first column of the Schedule shall, in its application to the State of Bombay, be amended to the extent specified in the second column thereof.

Schedule.

Enactment.	Extent of amendment.
1	2
Indian Electricity Act, 1910 (Act IX of 1910).	... 1. In section 3, after sub-section (*1*) the following sub-section shall be inserted, namely :— "(*1A*) If the applicant under sub-section (*1*) is a local authority, the area specified in the licence may include any area outside the area for which such local authority is constituted : Provided that under the enactment constituting such local authority, such local authority is authorised to supply energy in such area." 2. In section 7, (*1*) in sub-section (*1*), after the words "is constituted," the words "inclusive of the area, if any, for which such local authority is authorised to supply energy under the enactment constituting such local authority" shall be inserted ; (*2*) in sub-section (*2*), in clause (*b*) after the word "constituted" the words "inclusive of the area, if any, for which such local authority is authorised to supply energy under the enactment constituting such local authority" shall be inserted.

STATEMENT OF OBJECTS AND REASONS.

Under the existing provisions of section 52 of the Bombay District Municipal Act, 1901, and section 66 of the Bombay Municipal Boroughs Act, 1925, it is not competent for municipalities to incur any expenditure outside the municipal limits for any purposes other than those provided for under the provisos to those sections.

It is considered that it should be made lawful for municipalities to incur expenditure on the construction of works outside their respective limits for the supply of electrical energy. It is therefore proposed to carry out the necessary amendments to sections 52 and 56 of the Bombay District Municipal Act, 1901, and sections 66 and 71 of the Bombay Municipal Boroughs Act, 1925. Consequential amendments are also proposed to be carried out in sections 3 and 7 of the Indian Electricity Act, 1910, in its application to the State of Bombay.

Dated the 21st August 1951.

(Signed) G. D. VARTAK.

By order of the Governor of Bombay,

J. R. DHURANDHAR,
Secretary to the Government of Bombay,
Legal Department.

Poona, dated the 21st August 1951.

BOMBAY: PRINTED AT THE GOVERNMENT CENTRAL PRESS.

It is considered that it should be made lawful for municipalities to incur expenditure on the construction of works outside their respective limits for the supply of electrical energy. It is therefore proposed to carry out the necessary amendments to sections 52 and 56 of the Bombay District Municipal Act, 1901, and sections 66 and 71 of the Bombay Municipal Boroughs Act, 1925. Consequential amendments are also proposed to be carried out in sections 3 and 7 of the Indian Electricity Act, 1910, in its application to the State of Bombay.

Dated the 21st August 1951.

(Signed) G. D. VARTAK.

By order of the Governor of Bombay,

J. R. DHURANDHAR,
Secretary to the Government of Bombay,
Legal Department.

Poona, dated the 21st August 1951.

BOMBAY: PRINTED AT THE GOVERNMENT CENTRAL PRESS.

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L. A. BILL No. XLII OF 1951.

A Bill to amend the Bombay District Municipal Act, 1901, and the Bombay Municipal Boroughs Act, 1925.

(As read for the third time and passed by the Legislative Assembly on the 27th August 1951.)

Bom. III of 1901. Bom. XVIII of 1925.

WHEREAS it is expedient to amend the Bombay District Municipal Act, 1901, and the Bombay Municipal Boroughs Act, 1925, for the purposes hereinafter appearing; It is hereby enacted as follows :—

Short title.

1. This Act may be called the Bombay District Municipal and Municipal Boroughs (Amendment) Act, 1951.

Bom. III of 1901.

Amendment of section 52 of Bom. III of 1901.

2. In the Bombay District Municipal Act, 1901 (hereinafter referred to as the District Municipal Act), in section 52,—

(*1*) in clause (*a*) of the first proviso,—

(*i*) for the words " or repair of works, " the words " , repair or purchase of works, " shall be substituted ;

(*ii*) after the words " inhabitants of the municipal district " the words " or of providing the supply of electrical energy for the use of the inhabitants of the said district " shall be inserted.

MO-V Bk Hb 177—1

(*2*) in the second proviso,—

(*i*) after the words "for the supply of water" the words "or electrical energy" shall be inserted ;

(*ii*) in clause (*a*) after the words "any quantity of water" the words "or electrical energy" shall be inserted ;

(*iii*) in clause (*b*) after the words "connection pipes" the words "or any electric supply lines" shall be inserted.

Amendment of section 56 of Bom. III of 1961.

3. In section 56 of the District Municipal Act, after clause (*kk*), the following new clause shall be inserted, namely :—

"(*kk*[1]) the construction, maintenance, repairs or purchase of any works for the supply of electrical energy ;"

Amendment of section 66 of Bom. XVIII of 1925.

4. In the Bombay Municipal Boroughs Act, 1925 (hereinafter referred to as the Boroughs Act), in section 66,— Bom. XVIII of 1925.

(*1*) in the first proviso, in clause (*a*),—

(*i*) for the words "or repair of works." the words ", repair or purchase of works" shall be substituted ;

(*ii*) after the words "of the municipal borough" the words "or of providing the supply of electrical energy for the use of the inhabitants of the said borough" shall be inserted.

(*2*) in the second proviso,—

(*i*) after the words "for the supply of water" the words "or electrical energy" shall be inserted ;

(*ii*) in clause (*a*), after the words "any quantity of water" the words "or electrical energy" shall be inserted ;

(*iii*) in clause (*b*), after the words "connection pipes" the words "or any electric supply lines" shall be inserted.

Amendment of section 71 of Bom. XVIII of 1925.

5. In section 71 of the Boroughs Act, 1925, after clause (*q*) the following new clause shall be inserted, namely :—

"(*q*[1]) the construction, maintenance, repairs, purchase of any works for the supply of electrical energy ;"

Amendment of enactment specified in Schedule.

6. The enactment specified in the first column of the Schedule shall, in its application to the State of Bombay, be amended to the extent specified in the second column thereof.

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Schedule.

Enactment.	Extent of amendment.
1	2
Indian Electricity Act, 1910 (Act IX of 1910).	... 1. In section 3, after sub-section (*1*) the following sub-section shall be inserted, namely :— "(*1A*) If the applicant under sub-section (*1*) is a local authority, the area specified in the licence may include any area outside the area for which such local authority is constituted : Provided that under the enactment constituting such local authority, such local authority is authorised to supply energy in such area." 2. In section 7, (*1*) in sub-section (*1*), after the words "is constituted," the words "inclusive of the area, if any, for which such local authority is authorised to supply energy under the enactment constituting such local authority" shall be inserted ; (*2*) in sub-section (*2*), in clause (*b*) after the word "constituted" the words "inclusive of the area, if any, for which such local authority is authorised to supply energy under the enactment constituting such local authority" shall be inserted.

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STATEMENT OF OBJECTS AND REASONS.

Under the existing provisions of section 52 of the Bombay District Municipal Act, 1901, and section 66 of the Bombay Municipal Boroughs Act, 1925, it is not competent for municipalities to incur any expenditure outside the municipal limits for any purposes other than those provided for under the provisos to those sections. It is considered that it should be made lawful for municipalities to incur expenditure on the construction of works outside their respective limits for the supply of electrical energy. It is therefore proposed to carry out the necessary amendments to sections 52 and 56 of the Bombay District Municipal Act, 1901, and sections 66 and 71 of the Bombay Municipal Boroughs Act, 1925. Consequential amendments are also proposed to be carried out in sections 3 and 7 of the Indian Electricity Act, 1910, in its application to the State of Bombay.

Dated the 21st August 1951.

G. D. VARTAK.

MO-V Bk Hb 177—2

Government of Bombay

LEGAL DEPARTMENT

[L. A. BILL No. XLII OF 1951.]

(As read for the third time and passed by the Legislative Assembly on the 27th August 1951.)

A Bill to amend the Bombay District Municipal Act, 1901, and the Bombay Municipal Boroughs Act, 1925.

[Shri G. D. VARTAK, M.L.A.]

MO-V Bk Hb 177—3

BOMBAY: PRINTED AT THE GOVERNMENT CENTRAL PRESS.

REGISTERED No. B-1

The

Bombay Government Gazette

PUBLISHED BY AUTHORITY

TUESDAY, 27TH NOVEMBER 1951.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

PART IV

Acts of the Bombay Legislature and Ordinances promulgated and Regulations made by the Governor.

CONTENTS.

	PAGES
BOMBAY ACT No. XLIV OF 1951—An Act to amend the Bombay District Municipal Act, 1901, and the Bombay Municipal Boroughs Act, 1925	231-233

The following Act of the Bombay Legislature having been assented to by the President on the 19th November 1951 is hereby published for general information.

J. R. DHURANDHAR,
Secretary to the Government of Bombay,
Legal Department.

BOMBAY ACT No. XLIV OF 1951.

(First published, after having received the assent of the President, in the "Bombay Government Gazette" on the 27th November 1951.)

An Act to amend the Bombay District Municipal Act, 1901, and the Bombay Municipal Boroughs Act, 1925.

Bom. III of 1901. Bom. XVIII of 1925.

WHEREAS it is expedient to amend the Bombay District Municipal Act, 1901, and the Bombay Municipal Boroughs Act, 1925, for the purposes hereinafter appearing; It is hereby enacted as follows :—

Short title.

1. This Act may be called the Bombay District Municipal and Municipal Boroughs (Amendment) Act, 1951.

Bom. III of 1901.

Amendment of section 52 of Bom. III of 1901.

2. In the Bombay District Municipal Act, 1901 (hereinafter referred to as the District Municipal Act), in section 52,—

(*I*) in clause (*a*) of the first proviso,—

(*i*) for the words "or repair of works," the words ", repair or purchase of works," shall be substituted;

(*ii*) after the words "inhabitants of the municipal district" the words "or of providing the supply of electrical energy for the use of the inhabitants of the said district" shall be inserted.

(*2*) in the second proviso,—

(*i*) after the words "for the supply of water" the words "or electrical energy" shall be inserted ;

(*ii*) in clause (*a*) after the words "any quantity of water" the words "or electrical energy" shall be inserted ;

(*iii*) in clause (*b*) after the words "connection pipes" the words "or any electric supply lines" shall be inserted.

Amendment of section 56 of Bom. III of 1901.

3. In section 56 of the District Municipal Act, after clause (*kk*), the following new clause shall be inserted, namely :—

"(*kk*[1]) the construction, maintenance, repairs or purchase of any works for the supply of electrical energy ;"

Amendment of section 66 of Bom. XVIII of 1925

4. In the Bombay Municipal Boroughs Act, 1925 (hereinafter referred to as the Boroughs Act), in section 66,— Bom. XVIII of 1925.

(*1*) in the first proviso, in clause (*a*),—

(*i*) for the words "or repair of works" the words ", repair or purchase of works" shall be substituted ;

(*ii*) after the words "of the municipal borough" the words "or of providing the supply of electrical energy for the use of the inhabitants of the said borough" shall be inserted.

(*2*) in the second proviso,—

(*i*) after the words "for the supply of water" the words "or electrical energy" shall be inserted ;

(*ii*) in clause (*a*), after the words "any quantity of water" the words "or electrical energy" shall be inserted ;

(*iii*) in clause (*b*), after the words "connection pipes" the words "or any electric supply lines" shall be inserted.

Amendment of section 71 of Bom. XVIII of 1925.

5. In section 71 of the Boroughs Act, 1925, after clause (*q*), the following new clause shall be inserted, namely :—

"(*q*[1]) the construction, maintenance, repairs, purchase of any works for the supply of electrical energy ;"

Amendment of enactment specified in Schedule.

6. The enactment specified in the first column of the Schedule shall, in its application to the State of Bombay, be amended to the extent specified in the second column thereof.

Schedule.

Enactment.	Extent of amendment.
	2
Indian Electricity Act, 1910 (Act IX of 1910).	... 1. In section 3, after sub-section (*1*) the following sub-section shall be inserted, namely:—
	"(*1A*) If the applicant under sub-section (*1*) is a local authority, the area specified in the licence may include any area outside the area for which such local authority is constituted :
	Provided that under the enactment constituting such local authority, such local authority is authorised to supply energy in such area."
	2. In section 7,
	(*1*) in sub-section (*1*), after the words "is constituted," the words "inclusive of the area, if any, for which such local authority is authorised to supply energy under the enactment constituting such local authority" shall be inserted ;
	(*2*) in sub-section (*2*), in clause (*b*) after the word "constituted" the words "inclusive of the area, if any, for which such local authority is authorised to supply energy under the enactment constituting such local authority" shall be inserted.

BOMBAY : PRINTED AT THE GOVERNMENT CENTRAL PRESS.